

**THESE MINUTES HAVE NOT BEEN APPROVED BY THE CHAIRWOMAN
PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE**

DATE: October 27, 2004

CALLED TO ORDER: 5:02 p.m.

ADJOURNED: 6:06 p.m.

ATTENDANCE

Attending Members

Mary Moriarty Adams, Chairwoman
Lincoln Plowman
Sherron Franklin
Lynn McWhirter
William Oliver
Steve Talley

Absent Members

Scott Schneider

AGENDA

PROPOSAL NO. 629, 2004 - approves an increase of \$43,000 in the 2004 budget of the Marion County Justice Agency (Conditional Release Fund) to complete payment for the Strategic Planning Project
"Do Pass" Vote: 6-0

PROPOSAL NO. 630, 2004 - (approves a transfer of \$63,000 in the 2004 Budget of the Marion County Clerk (Clerk's Perpetuation Fund) to purchase computer equipment
"Do Pass" Vote: 6-0

PROPOSAL NO. 631, 2004 approves - a transfer of \$35,610 in the 2004 Budget of the Marion County Sheriff (County Misdemeanant Fund) to pay unexpected expenses
"Do Pass" Vote: 6-0

PROPOSAL NO. 632 - _approves an increase of \$199,390 in the 2004 Budget of Marion County Sheriff (State and Federal Grants Fund) to buy equipment for the Sheriff's bomb squad, funded by the U.S. Department of Homeland Security
"Do Pass" Vote: 6-0

PROPOSAL NO. 633, 2004 - approves an increase of \$76,594 in the 2004 budget of the Marion County Sheriff (Deferral Fee Fund) to assign 3 Building Deputies, armed and uniformed, to provide security service for the courts
"Do Pass" Vote: 6-0

PROPOSAL NO. 634, 2004 - approves an increase of \$2,295 in the 2004 Budget of the Marion County Sheriff (State and Federal Grants Fund) to purchase 5 Genesis Hand Held Directional traffic radar units, funded by a grant from Indiana Criminal Justice Institute

“Do Pass”

Vote: 6-0

PROPOSAL NO. 639, 2004 - approves an increase of \$134,477 in the 2004 Budget of Forensic Services Agency (State and Federal Grants Fund) to allocate funds for overtime, fringes and supplies for DNA Backlog Reduction Program, funded by a grant from the National Institute of Justice, Forensic Casework DNA Backlog Reduction Program

“Do Pass as Amended”

Vote: 6-0

PROPOSAL NO. 640, 2004 - approves an increase of \$76,378 in the 2004 Budget of Forensic Services Agency (State and Federal Grants Fund) to allocate funds for travel, supplies, equipment and construction costs for DNA Capacity Enhancement Program, funded by a grant from the National Institute of Justice, Forensic Casework DNA Capacity Enhancement Program

“Do Pass as Amended”

Vote: 6-0

PROPOSAL NO. 635, 2004 - approves an increase of \$950,000 in the 2004 Budget of the Department of Public Safety, Police Division (Police Pension Trust, Police General and Consolidated County Funds), to cover sworn overtime costs for the traffic branch and Arrestee Processing Center (APC) and to pay for projected 2004 needs for pension benefits, financed by fund balance

“Postponed”

Vote: 6-0

PROPOSAL NO. 636, 2004 - approves an increase of \$112,082 in the 2004 Budget of the Department of Public Safety, Emergency Management and Planning Division (Non-Lapsing Federal Grants Fund), to create and All Hazards Mitigation Plan for Marion County as well as to support and expand the Indiana Citizens Corps Council, financed by grants from the Federal Emergency Management Agency and the Department of Homeland Security

“Do Pass”

Vote: 6-0

PROPOSAL NO. 637, 2004 - approves an increase of \$112,500 in the 2004 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund), to support the permanent Child Seat Inspection program and to cover costs of the Indiana Task Force One's (INTF 1) deployment for hurricanes Frances and Ivan, financed by federal grants

“Do Pass”

Vote: 6-0

PROPOSAL NO. 638, 2004 - approves a transfer and an increase of \$353,188 in the 2004 Budget of the Department of Public Safety, Police Division (Federal Grants, Non-Lapsing Federal Grants, and Police General Fund), to continue numerous programs to promote community policing and ensure public safety within the community, financed by transfers between characters, federal grants from the federal

Department of Justice and the State Emergency Management Agency (SEMA), and a private donation from Walmart
“Do Pass”

Vote: 6-0

PROPOSAL NO. 305, 2004 approves an increase of \$1,000,000 in the 2004 Budget of the Marion County Sheriff's Department (County General Fund) to provide an additional appropriation due to fuel price increases
“Postponed”

Vote: 6-0

PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE

The Public Safety and Criminal Justice Committee of the City-County Council met on Wednesday, October 06, 2004. Chairwoman Mary Moriarty Adams called the meeting to order at 5:02 p.m. with the following members present: Sherron Franklin, Lynn McWhirter, William Oliver, Lincoln Plowman and Steve Talley. Absent was Scott Schneider.

NO. 635, 2004 - approves an increase of \$950,000 in the 2004 Budget of the Department of Public Safety, Police Division (Police Pension Trust, Police General and Consolidated County Funds), to cover sworn overtime costs for the traffic branch and Arrestee Processing Center (APC) and to pay for projected 2004 needs for pension benefits, financed by fund balance

Councillor Talley moved, seconded by Councillor McWhirter, to Postpone Proposal No. 635, 2004 until the next meeting on November 10, 2004. The motion carried by a vote of 6-0.

PROPOSAL NO. 638, 2004 - approves a transfer and an increase of \$353,188 in the 2004 Budget of the Department of Public Safety, Police Division (Federal Grants, Non-Lapsing Federal Grants, and Police General Fund), to continue numerous programs to promote community policing and ensure public safety within the community, financed by transfers between characters, federal grants from the federal Department of Justice and the State Emergency Management Agency (SEMA), and a private donation from Walmart

Elizabeth Allison, IPD Grant Management, explained the IPD grant ordinances spread sheet (Exhibit A) which gave a list of the different grants and funding needed to be appropriated.

[Clerk's note: Exhibit A is on file in the Council's office with the original set of minutes]

Key Points are:

- The Safe Neighborhood Heroes grant, from the Wal-Mart store on S. Madison Avenue, will award \$1,000 to purchase two radar guns to be used for school safety zones.
- The Grants to Encourage Arrest program is a transfer of funds in the amount of \$7,000 to support the efforts of the Julian Center and the Family Justice Center. This funding is through Department of Justice and the Office of Violence against Women.
- The Westside Weed and Seed program is funded from a grant in 2003 that needs to be restructured. This is a re-appropriation of \$15,600 from the fund balance to the Housing Authority and Marion County Health Department. The funding is through the Department of Justice and the Community Capacity Development Office.
- Indy Night Lite awarded \$7,520 to the IPD targeted sweeps for juveniles on probation by the Marion County Juvenile Probation Court and the Marion County Sheriff Department. The Department of Justice and the Office of Juvenile Justice Delinquency Prevention funded this grant.

- Internet Crimes against Children is an appropriation of \$14,000. This program is a partnership with the Indiana State Police to coordinate Federal Missing and Exploited Children involving internet activities. The funding will purchase cell phones, cell phone time, and police investigative equipment. The funding comes from the Department of Justice and the Office of Juvenile Justice and Delinquency Prevention.
- The Local Law Enforcement Block Grant transfers \$13,000 to purchase bulletproof vests for recruits. This funding is through the Department of Justice and the Bureau of Justice Assistance
- The Gang Resistance Education and Training program is a transfer of \$24,260 with an additional appropriation of \$674. The \$24,934 will be transferred from overtime to pay for supplies, camp expenses and training for the police officers. This funding is through the Department of Justice and the Alcohol Tobacco and Firearms Commission.
- Indiana Criminal Justice Institute awarded a grant appropriation of \$5,797 to IPD for the Julian Center Crisis Line.
- Task Force overtime reimbursement program appropriates \$160,000 for the Indianapolis Police Department, the Federal Bureau of Investigations, U.S. Customs, and the Drug Enforcement Agency. The officers that are assigned to each task force or special case enforcement and investigations will use these funds. The Department of Justice and the Federal Law Enforcement Offices fund this appropriation.
- The Weed and Seed HUD Foundation received an appropriation in the amount of \$50,000. This funding will pay for programs that will be initiated throughout Indianapolis to ensure safety within public housing communities.
- Indiana State Emergency Management Agency will transfer \$77,352 from Character 03 and Character 04 to Character 02 for the purchase new Explosive Ordinance Disposal (EOD) equipment.

Ms. Allison stated that the net appropriation is \$254,591.

Councillor Talley moved, seconded by Councillor McWhirter, to send Proposal No. 638, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 629, 2004 - approves an increase of \$43,000 in the 2004 budget of the Marion County Justice Agency (Conditional Release Fund) to complete payment for the Strategic Planning Project

Diana Burleson, Director of Marion County Justice Agency, stated that Proposal No. 629, 2004 is \$43,000 that is owed to Crowe Chizek for a contract which involves a Strategic Planning process that took place among the Criminal Justice Agencies. The planning process was from November, 2003 to October 24, 2004, and there is now a current process in place. This request

is for an appropriation of \$43,000 from the Conditional Release Fund to pay what is owed to Crowe Chizek.

Councillor Talley moved, seconded by Councillor Franklin, to send Proposal No. 629, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 630, 2004 - (approves a transfer of \$63,000 in the 2004 Budget of the Marion County Clerk (Clerk's Perpetuation Fund) to purchase computer equipment

Tony Schaffer, Deputy of the Marion County Clerks Office, stated that this proposal corrects an error that was made in the 2004 budget. The request was for \$63,000 from the Perpetuation Fund for Character 03, and the request should have been for Character 04. This funding will be used to upgrade the computers, which is an expense from Character 04.

Councillor Oliver moved, seconded by Councillor Talley, to send Proposal No. 630, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 631, 2004 - approves - a transfer of \$35,610 in the 2004 Budget of the Marion County Sheriff (County Misdemeanor Fund) to pay unexpected expenses

Major Ron Chappel, Marion County Sheriff's Department, (MCSD), stated that this funding helps offset some of the bills that MCSD has accumulated in the jail system concerning the prisoners. The request is to transfer \$35,610 from Character 04 to Character 02 to be used for prisoner uniforms and supplies. These funds are not included in the general fund, and are from the Indiana Department of Corrections.

Councillor Talley moved, seconded by Councillor Oliver, to send Proposal No. 631, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 632, 2004 - approves an increase of \$199,390 in the 2004 Budget of Marion County Sheriff (State and Federal Grants Fund) to buy equipment for the Sheriff's bomb squad, funded by the U.S. Department of Homeland Security

Major Chappel said that Proposal No. 632, 2004 is a federal grant sponsored by the U.S. Department of Homeland Security. These funds have to be used by the bomb squad to purchase EOD equipment for the department.

Chairwoman Moriarty Adams asked what type of equipment would be purchased. Sgt. Randy Dodd, MCSD, explained that the purchases would be a new bomb vehicle, two new bomb suits with the helmets, two new bomb disrupters, new bomb vests and helmets, and a large vehicle bomb kit.

Councillor Talley moved, seconded by Councillor Oliver, to send Proposal No. 632, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 633, 2004 - approves an increase of \$76,594 in the 2004 budget of the Marion County Sheriff (Deferral Fee Fund) to assign 3 Building Deputies, armed and uniformed, to provide security service for the courts

Chairwoman Moriarty Adams stated that Proposal No. 633, 2004 was withdrawn before the full council on Monday October 25, 2004 so the committee will not here this proposal.

PROPOSAL NO. 634, 2004 - approves an increase of \$2,295 in the 2004 Budget of the Marion County Sheriff (State and Federal Grants Fund) to purchase 5 Genesis Hand Held Directional traffic radar units, funded by a grant from Indiana Criminal Justice Institute

Major Chappel said that this grant was awarded by ICJI in the amount \$2,295. There is a local match of \$255. MCSD will purchase five Radar Detectors to be used in the law enforcement divisions.

Councillor Oliver requested a written policy on the rules of the use of radar detectors. Major Chappel stated that he would find out who has that information.

Councillor Talley moved, seconded by Councillor Oliver, to send Proposal No. 634, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 639, 2004 - approves an increase of \$134,477 in the 2004 Budget of Forensic Services Agency (State and Federal Grants Fund) to allocate funds for overtime, fringes and supplies for DNA Backlog Reduction Program, funded by a grant from the National Institute of Justice, Forensic Casework DNA Backlog Reduction Program.

Larry Shultz, Finance Officer for the Forensic Services Agency, (FSA), stated that the National Institute of Justice has awarded a grant to the Indiana State Police for the Backlog Reduction Program. Marion County will receive about 18 percent of the total grant for this project. The purpose of this grant is to reduce the DNA Backlog across the United States. The intention of FSA is to work 102 cases through this project that would not have been completed through the normal work schedule.

Councillor Franklin moved, seconded by Councillor Talley, to amend Proposal No. 639, 2004 to add Councillor Plowman as a co-sponsor to Proposal No. 639, 2004. The motion carried by a vote of 6-0

Councillor Plowman asked if the FSA would be caught up with the cases if the 102 cases were completed. Mr. Shultz stated that it is hard to answer this question due to the fact that cases will continue to come in to FSA. The estimate for new cases is 20 percent but this number could increase. Councillor Plowman asked what the time frame is for FSA to complete one case. Mr. Shultz said that it depends on the particular case.

Dan Jones, Deputy Auditor, stated that there was a slight discrepancy in section 4 of Proposal No. 639, 2004 the total reduction reads \$134,777 and it should read \$134,477. He stated it is just a typing error.

Councillor Talley moved, seconded by Councillor Oliver, to amend Proposal No. 639, 2004 to change the reduction of \$134,777 to match the appropriation of \$134,477. The motion carried by a vote of 6-0.

Councillor Talley moved, seconded by Councillor Oliver, to send Proposal No. 639, 2004 to the full Council with a "Do Pass as Amended" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 640, 2004 - approves an increase of \$76,378 in the 2004 Budget of Forensic Services Agency (State and Federal Grants Fund) to allocate funds for travel, supplies, equipment and construction costs for DNA Capacity Enhancement Program, funded by a grant from the National Institute of Justice, Forensic Casework DNA Capacity Enhancement Program.

Mr. Shultz stated that this grant is structured very similarly to the grant in Proposal No. 639, 2004. Indiana State Police received the grant from ICJI, and a portion will come to Marion County. This grant funding will provide training to the DNA analyst, and allow FSA to buy certain supplies and equipment that will increase the capability of the laboratory in the DNA section,

Councillor Franklin moved, seconded by Councillor Talley, to amend Proposal No. 640, 2004 to add Councillor Plowman as a co-sponsor to Proposal No. 640, 2004. The motion carried by a vote of 6-0.

Councillor Talley moved, seconded by Councillor Oliver, to send Proposal No. 640, 2004 to the full Council with a "Do Pass as Amended" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 636, 2004 - approves an increase of \$112,082 in the 2004 Budget of the Department of Public Safety, Emergency Management and Planning Division (Non-Lapsing Federal Grants Fund), to create and All Hazards Mitigation Plan for Marion County as well as to support and expand the Indiana Citizens Corps Council, financed by grants from the Federal Emergency Management Agency and the Department of Homeland Security

Chuck Butler, of Marion County Emergency Management, stated that the first part of this proposal is a grant in the amount of \$65,000 provided by the State Emergency Management Agency, to create an All Hazards Mitigation Plan for the Marion County area. He explained how important it is that Marion County completes this plan, because Marion County will be eligible for future grant opportunities in the areas of Mitigation. Mr. Butler said that the \$65,000 grant has a 25 percent cash match, but the work that has been completed through the Department of Metropolitan Development more than matches the 25 percent that is required. The second part of this proposal involves a grant through the Department of Homeland Security, which will provide \$47,082 to create a coordinating group for the different volunteer agencies and their services. There are no matching funds required for this grant. Mr. Butler stated that this coordinating group would gather all the information on these agencies and then provide an educational component to make sure that the volunteers, volunteer agencies, service organizations and the communities are aware of the services that are available.

Councillor Oliver asked if this coordinating group would respond only to terrorist threats. Mr. Butler stated that this group is made up of members from the Police Department, the Fire Department, the American Red Cross, and the Salvation Army. This coordinating group would not only respond to a terrorist incident but to **all hazardous incidents, such as tornado's or floods** that need some of these services.

Councillor Talley moved, seconded by Councillor Oliver, to send Proposal No. 636, 2004 to the full Council with a "Do Pass as Amended" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 637, 2004 - approves an increase of \$112,500 in the 2004 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund), to support the permanent Child Seat Inspection program and to cover costs of the Indiana Task Force One's (INTF 1) deployment for hurricanes Frances and Ivan, financed by federal grants

William Brown, the Coordinator of the Indiana Task Force One, (INTF1) stated that the funding for this grant comes from the Department of Homeland Security. He said that Federal Emergency Management Agency (FEMA) called on certain members of the INTF1 that have expertise in instant command and rapid needs assessment to be able to go out into the field and help with disasters. He said when these individuals are called there is a four to twelve hour time frame to get to the disaster destination. The first \$84,000 was for hurricane Frances where there were three members from INTF1 that went to Florida to assist FEMA. The additional \$28,000 was for two members of INTF1 that were deployed for hurricane Ivan. This funding will pay for the individual salaries, overtime and also to fill their positions at the local fire departments. Chief Brown stated that the funding is all from the federal government. He explained that these individuals would be paid by INTF1, and a claim would be submitted to FEMA for reimbursement. He invited anyone who would like to know more information about Indiana Task Force One to go to www.indygov.org/dps/intf1.

Aleatha Quarles, Indianapolis Fire Department, stated that there is \$500.00 for the Automotive Safety Program to buy car seats. Under this program a car seat inspection is given to parents, and if they fail the inspection, their car seats will be replaced with new car seats.

Chairwoman Moriarty Adams asked if there was any advertising that would inform the public about this program. Ms. Quarles said that there is no particular advertising other than when a company donates the car seats and that company requests IFD to give these seats out at their location. She said that there is a web site that is made available to the public: www.safekids.org.

Councillor McWhirter moved, seconded by Councillor Talley, to send Proposal No. 637, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 305, 2004 approves an increase of \$1,000,000 in the 2004 Budget of the Marion County Sheriff's Department (County General Fund) to provide an additional appropriation due to fuel price increases

Major Chappel stated that the latest bill for gasoline is \$175,000, which shows a projected cost for 2004 to be \$1,200,000. He said that the Auditor still has not found any funds in the 2004 budget to pay this gasoline cost. Major Chappel stated that in 2003 MCSD put in \$375,000 and the Auditor contributed \$500,000 toward the gasoline bill.

Councillor McWhirter asked how MCSD came up with the \$375,000 to pay the bill in 2003. Major Chappel said that the \$375,000 was left over money from Character 01. He stated that currently for 2004 there is a fund balance of about \$400,000 however, there are bills that are not yet paid and MCSD has not yet hired all the correctional officers for 2004. Councillor McWhirter asked if anyone was aware of the funding that was being generated by the new fees proposed by the MCSD. Major Chappel stated that he has not aware of anything yet. He said it just went into effect on October 1, 2004.

Councillor Franklin moved, seconded by Councillor Oliver, to Postpone Proposal No. 305, 2004 until the November 17, 2004 Public Safety and Criminal Justice Committee meeting. The motion carried by a vote of 6-0.

CONCLUSION

With no further business pending, and upon motion duly made, the Public Safety and Criminal Justice Committee of the City-County Council was adjourned at 6:06 p.m.

Respectfully submitted,

Mary Moriarty Adams, Chairwoman
Public Safety and Criminal Justice Committee

MMA/rp